

Declaration and Power Attorney for Patent Application

As a below named inventor, I hereby declare that:

[] is attached hereto.

[X]

was filed on 5 November 1999

Application Serial No. 09/434,382

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought, on the invention entitled CHROMOSOME 17p-LINKED PROSTATE CANCER SUSCEPTIBILITY GENE, the specification of which

and was	amended on _			
I hereby state that I above-identified speciamendment referred to	fication, incl	and understand the luding the claims,	e contents as amende	s of the ed by any
I acknowledge the duty patentability in accors 1.56(a).	to disclose in the total	information which the cole 37, Code of Fed	is materia deral Regu	al to ılations,
I hereby claim foreign Code, § 119 of any for certificate listed belapplication for patent before that of the app	eign application and have also or inventor's	ion(s) for patent of lso identified belo s certificate havi	or invento ow any foi ng a filir	or's ceign
Prior Foreign Applicat	ion(s)		Priority	Claimed
(Number)	(Country)	(Day/Month/Year)	[] Yes	[] No
Prior Foreign Applicat	ion(s)		Priority	
(Number)	(Country)	(Day/Month/Year)		No
I hereby claim the ber of any United States p	nefit under Tit provisional app	tle 35, United Sta plication(s) liste	tes Code s d below.	§ 119(e)
60/107,468			mber 1998	
(Application Ser	ial No.)	(Fil	ing Date)	

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status)
(Application Serial No.)	(Filing Date)	(Status)

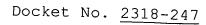
I or we hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and request that all correspondence about the application be addressed to ROTHWELL, FIGG, ERNST & KURZ, p.c., Suite 701-E, 555 13th Street, N.W., Washington, D.C. 20004

G. Franklin Rothwell, Reg. No. 18,125 E. Anthony Figg, Reg. No. 27,195 Barbara G. Ernst, Reg. No. 30,377 George R. Repper, Reg. No. 31,414 Bart G. Newland, Reg. No. 31,282 Vincent M. DeLuca, Reg. No. 32,408 Celine Jimenez Crowson, Reg. No. 40,357 Joseph A. Hynds, Reg. No. 34,627 Mark I. Bowditch, Reg. No. 40,315 Robert J. Jondle, Reg. No. 33,915 Kenneth M. Fagin, Reg. No. 37,615 Don M. Kerr, Reg. No. 22,720 Jeffrey L. Ihnen, Reg. No. 28,957 Stephen A. Saxe, Reg. No. 38,609 Glenn E. Karta, Reg. No. 30,649 Martha Cassidy, Reg. No. 44,066

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

MAY 0 5 2000 E

FIRST NAMED INVENTOR Sean V. TAVTIGIAN	SIGNATURE	DATE
RESIDENCE 557 East 1st Avenue, Salt Lake		CITIZENSHIP U.S.A
POST OFFICE ADDRESS SAME		
SECOND NAMED INVENTOR David HF. TENG	SIGNATURE	DATE
RESIDENCE 1147 Blaine Avenue, Salt Lake C	ity, Utah 84105	CITIZENSHIP U.S.A.
POST OFFICE ADDRESS SAME		
THIRD NAMED INVENTOR Jacques SIMARD	SIGNATURE	DATE
RESIDENCE 4808 Du Pilet, St. Augustin de Quebec, CANADA G3A1Z9	DesMaures,	CITIZENSHIP CANADA
POST OFFICE ADDRESS SAME		
FOURTH NAMED INVENTOR Johanna M. ROMMENS	SIGNATURE Johanna Rommens	DATE • 9/3/00
RESIDENCE 1501-717 Bay Street, Toronto, Ontario, CANADA M5G 2J9	V	CITIZENSHIP CANADA
POST OFFICE ADDRESS SAME		



Declaration and Power of Attorney for Patent Application

As	a	below	named	inventor,	Ι	hereby	declare	that:
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My residence, post office address and citizenship are as stated below next to my name,

names are lis which a paten	am the original, first ow) or an original, first ted below) of the subject is sought, on the ir TE CANCER SUSCEPTIBILI	erst and joint inve ject matter which i	entor (if s claimed	plural and for
[] [X]	is attached hereto. was filed on 5 Novemb Application Serial N and was amended on	per 1999 lo. <u>09/434,382</u>		
above identifi	e that I have reviewed ied specification, incerred to above.	and understand th luding the claims,	e contents as amende	s of the ed by any
I acknowledge patentability § 1.56(a).	the duty to disclose in accordance with Ti	information which tle 37, Code of Fe	is materia deral Regu	al to lations,
certificate li application fo	m foreign priority bend E any foreign application isted below and have a or patent or inventor's E the application on wh	lon(s) for patent (lso identified belo s certificate basis	or invento ow any for	r's
Prior Foreign	Application(s)			
		•	Priority	Claimed
(Number)	(Country)	(Day/Month/Year)	[] Yes	[] No
Prior Foreign	Application(s)			
-			Priority	Claimed
(Number)	(Country)	(Day/Month/Year)	Yes	No
I hereby claim of any United	the benefit under Tit States provisional app	le 35, United Stat lication(s) listed	es Code § below.	119(e)
60/107,468		6 Novem	ber 1998	
(Applicat	tion Serial No.)		ng Date)	

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status)
(Application Serial No.)	(Filing Date)	(Status)

I or we hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and request that all correspondence about the application be addressed to ROTHWELL, FIGG, ERNST & KURZ, p.c., Suite 701-E, 555 13th Street, N.W., Washington, D.C. 20004

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to—be—true; and—further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

FIRST NAMED INVENTOR	SIGNATURE	DATE
Sean V. TAVTIGIAN		3/8/00
RESIDENCE 557 East 1st Avenue, Sal	lt Lake City, Utah 84108	CITIZENSHIP U.S.A
POST OFFICE ADDRESS SAME		
SECOND NAMED INVENTOR David HF. TENG	signature and fung	DATE 3/8/00
RESIDENCE 1147 Blaine Avenue, Salt	Lake City, Utah 84105	
POST OFFICE ADDRESS SAME		
THIRD NAMED INVENTOR Jacques SIMARD	SIGNATURE	DATE
RESIDENCE 4808 Du Pilet, St. Augus Quebec, CANADA G3A1Z9	stin de DesMaures,	CITIZENSHIP CANADA
POST OFFICE ADDRESS SAME		
FOURTH NAMED INVENTOR Johanna M. ROMMENS	SIGNATURE	DATE
RESIDENCE 1501-717 Bay Street, Tor Ontario, CANADA M5G 2J9	conto,	CITIZENSHIP CANADA
POST OFFICE ADDRESS SAME		

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• • • • •

Declaration and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship ar tated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought, on the invention entitled CHROMOSOME 17p-LINKED PROSTATE CANCER SUSCEPTIBILITY GENE, the specification of which

[]	is attached hereto.	
[X]	was filed on 5 November 19	
	Application Serial No. (09/434,382
	and was amended on	
	and was amended on	

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material topatentability in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior	Foreign Appli	cation(s)			
				Priority	Claimed
	(Number)	(Country)	(Day/Month/Year)	Yes	. No
Prior	Foreign Appli	cation(s)			
				Priority	Claimed
	(Number)	(Country)	(Day/Month/Year)	Yes	No
I here	eby claim the by United States	penefit under Tit s provisional app	le 35, United Stat lication(s) listed	tes Code § d below.	119(e)
60	/107,468		6 Novem	nber 1998	
	(Application S	Serial No.)		ng Date)	

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(Application Serial No.)	(Filing Date)	(Status)

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

FIRST NAMED INVENTOR	SIGNATURE	DATE
Sean V. TAVTIGIAN		3/8/00
RESIDENCE 557 East 1st Avenue, Salt	Lake City, Utah 84108	CITIZENSHIP U.S.A
POST OFFICE ADDRESS SAME		
SECOND NAMED INVENTOR David HF. TENG	SIGNATURE	DATE
RESIDENCE 1147 Blaine Avenue, Salt I	Lake City, Utah 84105	CITIZENSHIP U.S.A.
POST OFFICE ADDRESS SAME		
THIRD NAMED INVENTOR Jacques SIMARD	SIGNATURE SIGNATURE	DATE 04/13/00
RESIDENCE 4808 Du Pilet, St. Augusti Quebec, CANADA G3A1Z9	in de DesMaures,	CITIZENSHIP CANADA
POST OFFICE ADDRESS SAME		·
FOURTH NAMED INVENTOR Johanna M. ROMMENS	SIGNATURE	DATE
RESIDENCE 1501-717 Bay Street, Toror Ontario, CANADA M5G 2J9	nto,	CITIZENSHIP CANADA
POST OFFICE ADDRESS SAME		

Fo	oplicant or Patentee: Sean V. TAVTIGIAN et al. erial or Patent No.: 09/434,382 Attorney's Docket No. 2318-247 iled or Issued: 19 November 1999
	Chromosome 17p-Linked Prostate Cancer Susceptibility Gene
5 201	VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION I hereby declare that I am an official empowered to act on behalf of the nonproficulation identified below: AME OF ORGANIZATION THE HOSPITAL FOR SICK CHILDREN
01 147 • •	I hereby declare that I am an official empowered to act on behalf of the nonprofit realization identified below:
	AME OF ORGANIZATION THE HOSPITAL FOR SICK CHILDREN DDRESS OF ORGANIZATION 555 University Avenue, Toronto, Ontario, Canada M5G 1X8
TY	YPE OF ORGANIZATION
	 UNIVERSITY OR OTHER INSTITUTION OF HIGHER EDUCATION TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE 26 USC 501(a) and 501(c)(3))
	[] NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA (Name of State) (Citation of Statute)
	 [X] WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26
	OF AMERICA (Name of State) (Citation of Statute)
01 4 1 CH	hereby declare that the nonprofit organization identified above qualifies as a nonprofing reduced fees under Section as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under Section (a) and (b) of Title 35, United States Code with regard to the invention entitle HROMOSOME 17p-LINKED PROSTATE CANCER SUSCEPTIBILITY GENE, by inventors Sean V. TAVTIGIANT of the control
	<pre>[] the specification filed herewith [X] application serial no09/434,382 , filed5 November 1999 [] patent no , issued</pre>
	hereby declare that rights under contract or law have been conveyed to and remain wit ne nonprofit organization with regard to the above identified invention.
I tł	
th If co th ar	oncern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify any independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any
th If co th ar co no	oncern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by an oncern which would not qualify as a small business concern under 37 CFR 1.9(d) or conprofit organization under 37 CFR 1.9(e). NOTE: Separate verified statements are required from each named person, concern, organization having rights to the invention averring to their status as small entities 37 CFR 1.27)
th If Co th ar co no *N On FT	oncern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by an oncern which would not qualify as a small business concern under 37 CFR 1.9(d) or comprofit organization under 37 CFR 1.9(e). NOTE: Separate verified statements are required from each named person, concern, organization having rights to the invention averring to their status as small entities
th If Co th ar co no *N On Al If FO FO FO FO FO FO FO FO FO F	NOTE: Separate verified statements are required from each named person, concern, organization having rights to the invention averring to their status as small entities 37 CFR 1.27) ULL NAME MYRIAD GENETICS, INC. 320 Wakara Way, Salt Lake City, Utah 84108

the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PER	SON SIGNING CANIZATION	\ .	MANUEL BU DIRECTOR,	CHWALD RESEAR	CH INSTI	TUTE
ADDRESS OF	PERSON STGNING	555	University	Avenue,	Toronto,	Ontario, Canada M5G 1X8
Signature _	W		\W\	······································	Date	10 Mach vo
	V		\			

Applicant or Patentee: Sean V. TAVTIGIAN et al.

Serial or Patent No.: 09/434,382 Attorney's Docket No. 2318-247

Filed or Issued: 5 November 1999

For: Chromosome 17p-Linked Prostate Cancer Susceptibility Gene

PE VOS 2000 HAY 0 5 2000 HAY 0

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN

declare that I am

- [] the owner of the small business concern identified below:
- [X] an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN <u>MYRIAD GENETICS, INC.</u>
ADDRESS OF CONCERN <u>320 Wakara Way, Salt Lake City, Utah 84108</u>

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled CHROMOSOME 17pINKED PROSTATE CANCER SUSCEPTIBILITY GENE by inventors Sean V. TAVTIGIAN et al., described in

- [] the specification filed herewith
- [x] application serial no. <u>09/434,382</u>, filed <u>5 November 1999</u>
- [] patent no. _______, issued ______

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

#48587 PAGE: 4/4

NAME	THE	HOS	PITAL	FOR	SICK	CHII	DRE	N_				_		
ADDR	ESS _	<u>555</u>	<u>Unive</u>	rsity	<u>Ave</u>	nue,	Tor	onto,	Onta	rio	. Canada	M5G	1X8	
													FANTZATTON	

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 100l of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any application issuing thereon, or any patent to which this verified statement is directed.

	Peter D. Meldrum
TITLE OF PERSON OTHER THAN	OWNER President and CEO
ADDRESS OF PERSON SIGNING _	320 Wakara Way, Salt Lake City, Utah 84108
1 0 1	/ / /
SIGNATURE Situ al M	uld 5/4/00
SIGNATURE / MM AV 100	Date